



UNITED STATES OF AMERICA  
DEPARTMENT OF TRANSPORTATION  
OFFICE OF THE SECRETARY  
WASHINGTON, D.C.

Served: February 23, 2004

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Notice Shortening Answer Period

Docket OST-2002-14049

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By a Notice of Action Taken, dated December 10, 2003, we granted a 90-day waiver of the startup dates as required by Order 2003-9-9 for Evergreen International Airlines and Kalitta Air LLC for the two frequencies that each carrier was awarded for their proposed Seoul, Korea-Hong Kong services. In granting that authority, we indicated that several carriers had expressed interest in using one or more of the four frequencies at issue on an interim basis. We noted that Federal Express had at the time of the Notice of Action Taken two *pendente lite* frequencies for Seoul service. The Notice of Action Taken permitted Federal Express to extend its *pendente lite* frequencies at Seoul through March 10, 2004 (the anticipated date for Evergreen and Kalitta to startup Seoul-Hong Kong services). Subsequently, by Notice of Action Taken, January 9, 2004, we allocated one frequency each to Northwest Airlines and Polar Air Cargo on an interim basis through March 10, 2004.<sup>1</sup>

In a letter, dated February 20, 2004, Evergreen International Airlines notified the Department and the parties to the proceeding that Evergreen had decided to return to the Department its two frequencies for fifth-freedom all-cargo services between Hong Kong and Seoul allocated to Evergreen in the *2002/2003 Hong Kong Fifth-Freedom All-Cargo Frequency Proceeding*, Docket OST 2002-14049.

Under the Department's rules, comments on Evergreen's letter would be due March 2, 2004. We have decided to shorten the comment period and to request comments on Evergreen's letter by Thursday, February 26, 2004. We request reply comments by Friday, February 27, 2004.

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<sup>1</sup> The January 9 Notice of Action Taken also required Evergreen and Kalitta to give notice two weeks prior to their inauguration of service so that interim frequencies could be taken down in a timely fashion. For a March 10 startup date, the latest date to provide this Notice would be February 25, 2004. We expect Kalitta to provide this required notice in a timely fashion.

We will serve this notice by email or facsimile to all parties in Docket OST-2002-14049, and we authorize comments to be served by facsimile or email.

**PAUL L. GRETCH**

Director, Office of International Aviation

(SEAL)

Dated: February 23, 2004

*An electronic version of this notice is available on the World Wide Web at  
[http://dms.dot.gov/reports/reports\\_aviation.asp](http://dms.dot.gov/reports/reports_aviation.asp)*